THE HON'BLE SRI JUSTICE B. PRAKASH RAO

WRIT PETITION No.19683 of 1996

Date: 05.07.2006

Between:

Mchina Balaiah

… PETITIONER

AND

The Executive Officer,
TTD, Tirupati, Chittoor District & others.

… RESPONDENTS

ORDER:

Heard Sri V. Ragunatha Reddy, learned counsel for the petitioner and Sri A.K. Jaya Prakash, learned Standing Counsel for the respondents.

The petitioner herein claims to be working as lecturer. He filed this writ petition *inter alia* seeking a direction to the respondents to pay salary of a lecturer in S.V. Music and Dance College and also to pay the difference of salary from 05.12.1973 to 15.06.1987 after deducting the amount, which has been paid to him.

The case of the petitioner is that though he was appointed as lecturer on par with others, he has not paid the salary of lecturer and that he has been paid the salary of teacher.

In the counter affidavit filed by the respondents herein through its Executive Officer, it is pointed out that the petitioner was never appointed as lecturer and he was only appointed as teacher. Therefore, his salary was rightly paid and the question of payment of salary as a lecturer does not arise. The particulars of his appointment were remained un-rebutted by the petitioner herein.

Having considered the submissions on either side and also in view of the un-denial position with regard to the appointment of

the petitioner as a teacher, the question of any entitlement of salary as a lecturer does not arise. Hence, there are no merits in the writ petition and the same is liable to be dismissed.

Accordingly, the writ petition is dismissed. No costs.

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B. PRAKASH RAO, J

Date: 05.07.2006
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